

# Notice of Allowability

Application No.

10/773,182

Examiner

Robert P. Swiatek

Applicant(s)

STEPHAN, VOLKER

Art Unit

3643

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 22 June 2005; telephone interview of 31 August 2005.
2. ☒ The allowed claim(s) is/are 28-44.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☒ Certified copies of the priority documents have been received in Application No. 10/012,376.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 8-31-05.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

Robert P. Swiatek  
ROBERT P. SWIATEK  
PRIMARY EXAMINER  
ART UNIT 3643

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Timothy J. Klima on 31 August 2005.

The application has been amended as follows: In claim 28, lines 3, 6, claim 30, line 1, claim 31, line 1, claim 32, lines 3, 6, 8, claim 33, line 1, claim 34, line 1, claim 37, lines 3, 6, 7, claim 38, line 1, claim 39, line 1, claim 42, lines 1, 2, and claim 43, line 2, the word –flow– has been inserted after each occurrence of “fluid”; in claim 28, line 5, and claim 32, line 5, the second occurrence of “the” has been deleted; in claim 43, line 2, “self-” has been deleted.

It is noted that applicant's assent in changing the term “fluid” to –fluid flow– in the above claims was given with the understanding that it was not done to change the intended definition of “fluid” but to clarify what was originally intended in the claims.

### **REASONS FOR ALLOWANCE**

The following is an examiner's statement of reasons for allowance: The claims in this application have been allowed because the prior art does not disclose a method for the control of at least one engine of an aircraft having at least two engines comprising altering the thrust of one engine with respect to the thrust from the at least one other engine to alter trimming of a rudder

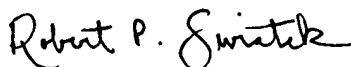
Art Unit: 3643

of the aircraft, wherein at least one of energy, fluid flow, and other media is generated by and taken from the one engine to provide a desired yaw force to the aircraft. The prior art also does not disclose a method for the control of at least a first engine and a second engine of an aircraft having at least two engines comprising supplying and taking at least one of energy, fluid flow, and other media to and from the engines to alter a thrust ratio between the engines and to alter trimming of a rudder of the aircraft, wherein at least one of the energy, fluid flow, and other media is generated by and taken from the first engine and supplied to the second engine.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

This case is being passed to issue with allowed claims 28, 29, 44, 30-43, renumbered as claims 1-17.

RPS: 571/272-6894  
2 September 2005

  
ROBERT P. SWIATEK  
PRIMARY EXAMINER  
ART UNIT 322 3643